

RECEIVED
CENTRAL FAX CENTER

AUG 29 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appln. Serial No.: 09/833,496
Filing Date: April 11, 2001
Applicants: GELLMAN, et al.

Attorney Docket No.: 09820.149
Group Art Unit: 1639
Examiner: Celsa, Bennett M.

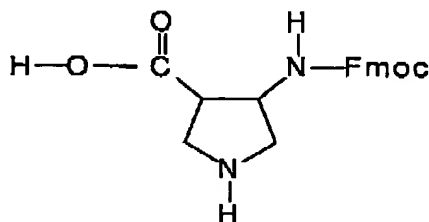
Title: β -AMINO ACIDS**RESPONSE TO RESTRICTION AND ELECTION OF SPECIES REQUIREMENT**

Mail Stop: Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

To the Commissioner:

In response to the Restriction Requirement dated May 27, 2005, the time period for response set to expire August 27, 2005, by virtue of the Petition for Two-Month Extension of Time filed herewith, Applicants provisionally elect, with traverse, a heterocyclic ring having one or more nitrogen atoms.

In response to the Election of Species Requirement, Applicants elect, for examination purposes only and with traverse, the following compound:



This is the compound wherein X-Y define a five-membered heterocyclic ring structure wherein R1 is 3, 9 fluorenylmethoxycarbonyl (Fmoc) according to the structure